

Examiner-Initiated Interview Summary	Application No. 09/700,492	Applicant(s) OLIVER ET AL.	
	Examiner David A. Lambertson	Art Unit 1636	

All Participants:

Status of Application: _____

(1) David A. Lambertson, Ph.D.

(3) _____

(2) Mary J. Wilson.

(4) _____

Date of Interview: 7 April 2004

Time: 2pm

Type of Interview:

- ☒ Telephonic
☐ Video Conference
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☒ No

If Yes, provide a brief description:

Part I.

Rejection(s) discussed:

Enablement rejection under 35 USC 112, first paragraph, strain deposit.

Claims discussed:

Prior art documents discussed:

Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:

See Continuation Sheet

Part III.

- ☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.
☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

(Examiner/SPE Signature)

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: Applicant's representative was contacted regarding a potential amendment to claim 35 to obviate the Enablement rejection. It was proposed that the claim indicate the genotype of the strain (as set forth in Table 1 of the specification) in place of the specific strain name, which would otherwise necessarily require the public availability of those strains in order to practice the invention. Without conceding the correctness of the Office's position and for the sole purpose of furthering prosecution of the application, the proposed amendment was approved by Applicant's representative on April 13, 2004, and is reflected in the attached Examiner's Amendment. In addition, cancellation of claims 15-34 was approved, and the Abstract was inserted as indicated.